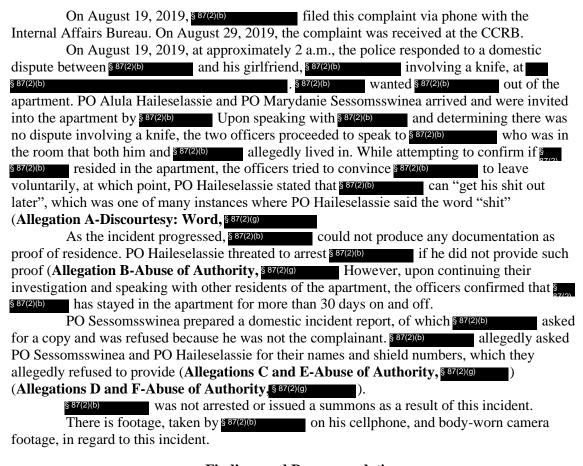
CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:		Force	V	Discourt.	☐ U.S.
Jessica Russo		Squad #11	201907712	Ø	Abuse		O.L.	☐ Injury
Incident Date(s)		Location of Incident:		I	Precinct:	18	Mo. SOL	EO SOL
Monday, 08/19/2019 2:00 AM		§ 87(2)(b)			26	2.	/19/2021	10/6/2021
Date/Time CV Reported		CV Reported At:	How CV Reported:		Date/Time	Rec	eived at CCl	RB
Mon, 08/19/2019 2:40 AM	n, 08/19/2019 2:40 AM		Phone		Thu, 08/29/2019 11:08 AM			
Complainant/Victim	Туре	Home Addre	ess		<u>'</u>			
Witness(es)	Witness(es) Home Address							
Subject Officer(s)	Shield	TaxID	Command					
1. POM Alula Haileselassie	11630	953943	026 PCT					
2. POF Marydanie Sessomsswinea	20492	963268	026 PCT					
Officer(s)	Allegatio	on			Inve	stiga	ator Recon	nmendation
A.POM Alula Haileselassie		esy: Police Officer Alula eously to §87(2)(b)	a Haileselassie spoke	9				
B.POM Alula Haileselassie	Abuse: Police Officer Alula Haileselassie threatened to arrest							
C.POM Alula Haileselassie	Abuse: Police Officer Alula Haileselassie refused to provide his shield number to \$87(2)(b)							
D.POF Marydanie Sessomsswinea	Abuse: Police Officer Marydanie Sessomsswinea refused to provide her shield number to \$87(2)(b)							
E.POM Alula Haileselassie	Abuse: Police Officer Alula Haileselassie refused to provide his name to \$87(2)(5)							
F.POF Marydanie Sessomsswinea	Abuse: P	Police Officer Marydanie ner name to § 87(2)(b)	Sessomsswinea ref	useo	d to			

Case Summary



Findings and Recommendations

Allegation (A) Discourtesy: Police Officer Alula Haileselassie spoke discourteously to 887(2)(b)

PO Haileselassie's body-worn camera footage (BR 01) displays an hour-40-minute and 47second long audio and visual representation of the incident. PO Haileselassie is heard using profanity at various points throughout the recording, none of which were associated with a command or a high-stress situation. At the 13:15 mark, PO Haileselassie is attempting to convince to leave voluntarily, at which point he mentions to §87(2)(b) that "We're gonna have to come back here and \$87(2)(b) is gonna say some other shit". At the 21:53 mark, PO "If you wanna get to the technicalities of shit, you making your Haileselassie tells § 87(2)(b) life way for difficult than it has to be". At the 38:02 mark, PO Haileselassie tells § 87(2)(b) "You can call us, and we'll escort you to get your shit". At the 1:00:28 mark, PO Haileselassie tells is getting her shit out". At the 1:02:40 mark, PO Haileselassie tells "I'll be in deep shit" if he was a in a domestic dispute. At the 1:24:12 mark, PO Haileselassie stated out loud and close enough for \$87(2)(b) to hear that he was not closing the door so that §87(2)(b) won't say any "bullshit" about his "fucking stuff". A small clip of PO Haileselassie's body-worn camera footage (BR 02) that was separate from the aforementioned footage (BR 01), displays a two-minute and 20-second long audio and visual representation of a portion of the incident. At the 00:39 mark, PO Haileselassie tells

to get his things and when he refuses, PO Haileselassie states "Alright, so you don't want

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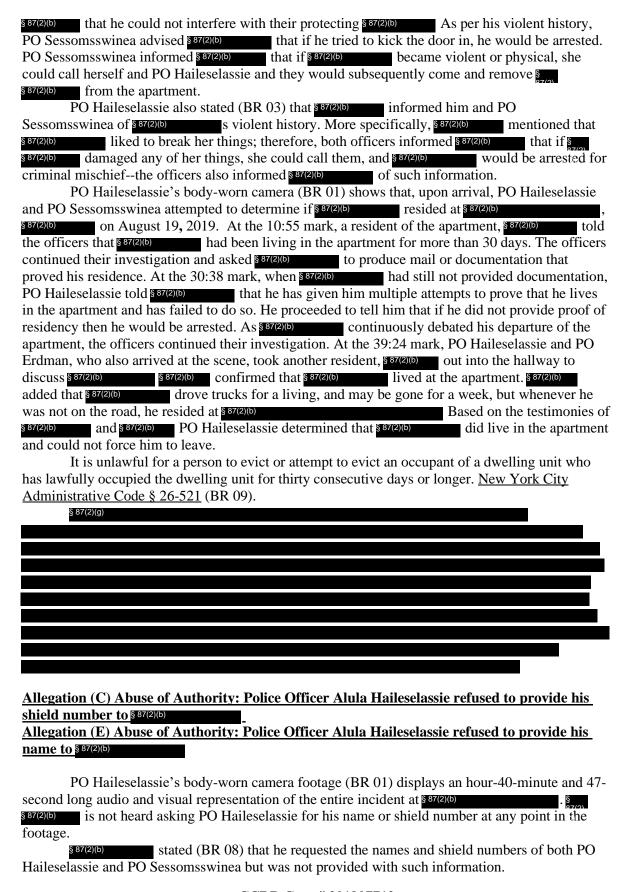
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vour shit". Witnesses that lived at § 87(2)(b) and were present during the incident, and \$87(2)(b) were contacted by the investigation but did not wish to participate. did not mention PO Haileselassie speaking to him in a discourteous manner. PO Haileselassie stated (BR 03) that he did not recall speaking discourteously to when attempting to convince him to leave the apartment voluntarily. When presented with his body-worn camera footage in a re-interview, PO Haileselassie stated (BR 04) that he did not direct any profanity at (\$87(2)(5) rather, he used profanity to deescalate the situation. He testified that civilians occasionally understand situations more clearly when profanity is used in speech. PO Sessomsswinea stated (BR 05) that she did not recall hearing PO Haileselassie speaking discourteously to § 87(2)(b) The NYPD's mission is to protect the lives and property of all citizens of New York City by treating every citizen with compassion, courtesy, professionalism, and respect, while efficiently rendering police services and enforcing the laws impartially, by fighting crime both through deterrence and the relentless pursuit of criminals. Patrol Guide Procedure 200-02 (BR 06). Profanity has been found to be permissible where the officer has resorted to such language in the heat of a highly dangerous situation. DAO-DCT Disciplinary Case No. 2013-10143 (BR 07). § 87(2)(g) Allegation (B) Abuse of Authority: Police Officer Alula Haileselassie threatened to arrest stated (BR 08) that he attempted to enter the room §87(2)(b) is subleasing, as § 87(2)(b) was in the room gathering his belongings. PO Sessomsswinea stepped in his way, put on her gloves and told \$87(2)(b) that if he touched her or tried to enter the room while she was standing there, there would be a problem and he would be arrested. Both officers stood in that if he called the police and caused them to return to the apartment or if he tried to force himself into the room and § 37(2)(b) called the police, he would also be arrested. could not be reached for a statement because her phone number was out of service. PO Sessomsswinea stated (BR 05) that \$87(2)(b) informed her and PO Haileselassie s violent history. Therefore, the officers tried to keep both parties separate at all times. § 87(2)(b) arranged with the officers to go into the room to gather her things, while stayed outside. Both officers stood in front of the door, to protect §87(2)(b) approached the threshold of the door, at which point PO Sessomsswinea told

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PO Haileselassie and PO Sessomsswinea stated (BR 03, BR 05) that they did not recall asking for their names or shield numbers. Uniformed members of service must courteously and clearly state their rank, name, shield number and command, or otherwise provide them, to anyone who requests them to do so.

Civilian and Officer CCRB Histories

- This is the first complaint in which § 87(2)(b) is a party (BR 13).
- PO Haileselassie has been a member-of-service for six years and this is the first complaint to which has been a subject officer.

• PO Sessomsswinea has been a member of service for two years and this is the first complaint to which she is a subject officer.

Mediation. Civil and Criminal Histories

• § 87(2)(b)	declined to mediate	this complaint.	
• On November § 87(2)(b)		e of the New York City Comptroller Notice of Claim in regard to this comp	
● [§ 87(2)(b)] [§§ 86(1)(3)&	(4)] [§ 87(2)(c)]		
Squad No.: 11			
Investigator:	Jessica Russo Signature	Investigator Jessica Russo Print Title & Name	April 30, 2020 Date
Squad Leader: Edwin	Pena	IM Edwin Pena	04/30/20
	Signature	Print Title & Name	Date

Print Title & Name

Reviewer:

Signature

Date